

**UNITED STATES BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION**

IN RE:
JUAN ALBERTO ESCRIBANO
and MIGDALIA ESCRIBANO

CASE NO. 6:19-bk-05880-KJ
CHAPTER 7

Debtor.

_____ /

MOTION TO TEMPORARILY VACATE DISCHARGE ORDER

COMES NOW, **LoanCare, LLC** by and through the undersigned counsel, and hereby moves to temporarily vacate the Discharge Order [DE# 16] entered on December 18, 2019, and in support states as follows:

1. On September 18, 2019, the Debtor filed for relief under Chapter 7 of the United States Bankruptcy Code.
2. On December 18, 2019, this Court entered a Discharge Order. [DE#14]
3. On December 26, 2019, Creditor filed a Reaffirmation Agreement between the Debtor and Creditor for property address 503 Pine Top Place, Kissimmee, Florida 34758. [DE#16].
4. Creditor moves to temporarily vacate the Discharge order to receive approval of the Reaffirmation and requests the Clerk to reissue the Discharge upon entry of order approving the reaffirmation agreement.

Space intentionally Left Blank

WHEREFORE, **Creditor** respectfully prays that the Court:

- A. Enter an Order temporarily vacating the Discharge Order to receive approval of the Reaffirmation Agreement;
- B. Reissue the Discharge Order after Reaffirmation Approval is entered;
- C. Grant any other further relief that this Court deems just and appropriate.

Respectfully submitted,

/s/ Jeffrey S. Fraser, Esq.

Jeffrey S. Fraser, Esq.

FBN 85894

813-221-4743 ext. 2499

ALBERTELLI LAW

Attorney for Secured Creditor

PO Box 23028

Tampa, FL 33623

Facsimile: (813) 221- 9171

bkfl@albertellilaw.com

Alternate: jfraser@albertellilaw.com

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 27th day of December, 2019, I served a copy of the foregoing upon:

SERVICE LIST

Juan Alberto Escribano
503 Pine Top Place
Kissimmee, FL 34758

Migdalia Escribano
503 Pine Top Place
Kissimmee, FL 34758

Walter F Benenati
Walter F Benenati, Credit Attorney PA
2702 E Robinson Street
Orlando, FL 32803

Trustee
Arvind Mahendru
5703 Red Bug Lake Road
Suite 284
Winter Springs, FL 32708

U.S. Trustee
United States Trustee - ORL7/13
Office of the United States Trustee
George C Young Federal Building
400 West Washington Street, Suite 1100
Orlando, FL 32801

/s/ Jeffrey S. Fraser, Esq.

Jeffrey S. Fraser, Esq.
FBN 85894
813-221-4743 ext. 2499

ALBERTELLI LAW
Attorney for Secured Creditor
PO Box 23028
Tampa, FL 33623
Facsimile: (813) 221- 9171
bkfl@albertellilaw.com
Alternate: jfraser@albertellilaw.com